


FORM PTO-1390 MODIFIED	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	<b>AP6 Rec'd PCT/PTO 19 OCT 2007</b> ATTORNEY'S SOCKET NUMBER <b>JRL-4208-39</b>
<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371</b>		U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5)  <b>10/583,956</b>
INTERNATIONAL APPLICATION NO. <b>PCT/SE2003/002050</b>	INTERNATIONAL FILING DATE <b>22 December 2003</b>	PRIORITY DATE CLAIMED <b>22 December 22003</b>
TITLE OF INVENTION <b>DOWNLOADING AND UPGRADING TERMINAL SOFTWARE OVER THE AIR OF A WIRELESS DEVICE</b>		
APPLICANT(S) FOR DO/EO/US <b>LARSSON ET AL.</b>		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: <ol style="list-style-type: none"> <li>1. <input type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a submission under 35 U.S.C. 371.</li> <li>2. <input checked="" type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a submission under 35 U.S.C. 371.</li> <li>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</li> <li>4. <input type="checkbox"/> The U.S. has been elected (Article 31).</li> <li>5. A copy of the International Application as filed (35 U.S.C. 371(c)(2)).             <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto (        pages specification, claims &amp; abstract (        claims),        sheets drawings).</li> <li>b. <input checked="" type="checkbox"/> has been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ol> </li> <li>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(3))             <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto (        pages specification, claims &amp; abstract (        claims),        sheets drawings,        page Certificate of Translation).</li> <li>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</li> </ol> </li> <li>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))             <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input type="checkbox"/> have been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has <b>NOT</b> expired.</li> <li>d. <input type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li> <li>9. <ol style="list-style-type: none"> <li>a. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</li> <li>b. <input type="checkbox"/> Declaration was submitted to the International Bureau during International Phase (see copies of Declaration (        page Form PCT/RO/101 and Form PCT/IB/371 and first page of printed publication acknowledging receipt thereof attached).</li> </ol> </li> <li>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</li> </ol> <p><b>Items 11 To 20 below concern document(s) or information included:</b></p> <ol style="list-style-type: none"> <li>11. <input type="checkbox"/> An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.</li> <li>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.</li> <li>13. <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> A FIRST preliminary amendment.</li> <li>b. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.</li> </ol> </li> <li>14. <input type="checkbox"/> An Application Data Sheet under 37 C.F.R. § 1.76.</li> <li>15. <input type="checkbox"/> A substitute specification.</li> <li>16. <input type="checkbox"/> A change of power of attorney and/or address letter.</li> <li>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825.</li> <li>18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).</li> <li>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</li> <li>20. <input checked="" type="checkbox"/> Other items or information. Copy of Notification of Missing Requirements mailed April 20, 2007.</li> </ol>		

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) <b>10/583,956</b>		INTERNATIONAL APPLICATION NO. <b>PCT/SE2003/002050</b>		ATTORNEY'S DOCKET NUMBER <b>4208-39</b>		
<input checked="" type="checkbox"/> The following fees are submitted:						
<b>BASIC NATIONAL FEE (37 C.F.R. 1.492(a)(1)-(5)):</b>						
21. <input type="checkbox"/>	Basic national fee .....			\$310.00 (1631)/\$155.00 (2631)	\$	
22. <input type="checkbox"/>	Examination Fee .....			\$0 (1643/2643)	\$	
				\$210.00 (1633)/\$105.00 (2633)	\$	
23. <input type="checkbox"/>	Search Fee .....			\$0 (1640/2640)		
				\$100 (1641)/\$50 (2641)		
				\$410 (1642)/\$205 (2642)		
				\$510.00 (1632)/\$255.00 (2632)	\$	
<b>TOTAL OF ABOVE CALCULATIONS</b>					\$ 0.00	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$260 for each additional 50 sheets of paper or fraction thereof.						
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)		RATE		
0 -100	0	/50 = 0.00		\$0.00 (1681)	\$	
				\$0.00 (2681)		
Surcharge of \$130.00 (1617)/\$65.00 (2617) for furnishing the oath or declaration later than <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. 1.492(e)).						
CLAIMS		NUMBER FILED	# EXTRA	RATE		
Total Claims		minus 20 =	0 X	\$50.00 (1615)/	\$25.00 (2615)	
Independent Claims		minus 3 =	0 X	\$210.00 (1614)	\$105.00 (2614)	
MULTIPLE DEPENDENT CLAIMS(S) (if applicable)				\$370.00 (1616)/\$185.00 (2616)	\$ 0.00	
Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s): One Month Extension \$120.00 (1251)/\$60.00 (2251); Two Month Extensions \$460.00 (1252)/\$230.00 (2252); Three Month Extensions \$1050.00 (1253)/\$525.00 (2253); Four Month Extensions \$1640.00 (1254)/\$820.00 (2254)				\$	1640.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.						
Processing fee of \$130.00 (1618), for furnishing the English Translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. 1.492(f)).				+	0.00	
<b>TOTAL NATIONAL FEE =</b>				\$	1640.00	
Fee for recording the enclosed assignment (37 C.F.R. 1.21(h). The assignment must be accompanied by an appropriate cover sheet (37 C.F.R. 3.28, 3.31). \$40.00 (8021) per property				+	0.00	
Fee for Petition to Revive Unintentionally Abandoned Application; \$1540.00 (1453) / \$770.00 (2453)				\$	0.00	
<b>TOTAL FEES ENCLOSED =</b>				\$	1640.00	
10/23/2007 MKAYPAGH 00000153 10583956					Amount to be refunded:	\$
01/25/2007 1140.00.05 U.S. Application No. 10/583,956; Atty Docket No. 4208-39					Amount to be Charged:	\$
a. <input type="checkbox"/> A check in the amount of \$1640.00 to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. 14-1140 in the amount of \$_____ to cover the above fees. A duplicate copy of this form is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached. d. <input checked="" type="checkbox"/> <b>CREDIT CARD PAYMENT FORM ATTACHED.</b> e. <input checked="" type="checkbox"/> The entire content of International Application No. PCT/SE2003/002050 and any U.S. and foreign application(s) corresponding thereto, and referred to in this application is/are hereby incorporated by reference in this application. <b>NOTE: Where an appropriate time limit under 37 C.F.R. 1.494 or 1.495 has not been met, a petition to revive (37 C.F.R. 1.137(a) or (b) must be filed and granted to restore the application to pending status.</b> <b>CORRESPONDENCE ADDRESS</b> Direct all correspondence to: <input checked="" type="checkbox"/> Customer Number: <span style="border: 1px solid black; padding: 2px 20px;">23117</span> Type Customer Number here						
Telephone: (703) 816-4000 JRL:maa				 <b>John R. Lastova</b> NAME <b>33,149</b> <b>October 19, 2007</b> REGISTRATION NUMBER      Date		



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/583,956	Johan Lundsjo	4208-39 JRL

INTERNATIONAL APPLICATION NO.	
PCT/SE03/02050	
I.A. FILING DATE	PRIORITY DATE
12/22/2003	

23117  
 NIXON & VANDERHYE, PC  
 901 NORTH GLEBE ROAD, 11TH FLOOR  
 ARLINGTON, VA 22203

CONFIRMATION NO. 1519

371 FORMALITIES LETTER



\*OC000000023460696\*

Date Mailed: 04/20/2007

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 06/21/2006
- Copy of the International Search Report filed on 06/21/2006
- Copy of IPE Report filed on 06/21/2006
- Preliminary Amendments filed on 06/21/2006
- Information Disclosure Statements filed on 06/21/2006
- Oath or Declaration filed on 06/21/2006
- Request for Immediate Examination filed on 06/21/2006
- U.S. Basic National Fees filed on 06/21/2006
- Assignment filed on 01/29/2007
- Power of Attorney filed on 06/21/2006

DOCKETED

✓  
 CLT/MATTER # 4208-39  
 MAIL DATE 4/20/07  
 EXAM DATE June 20, 2007  
 EXAM DATE Nov. 20, 2007  
 EXAM DATE Nov. 20, 2007

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - does not identify the application to which it is directed.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

SHAKEEL AHMED

Telephone: (703) 308-9140 EXT 208

**PART 2 - OFFICE COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/583,956	PCT/SE03/02050	4208-39

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

LARSSON ET AL.

Atty. Ref.: JRL-4208-39

Serial No. 10/583,956

TC/A.U.: Unknown

Filed: June 21, 2006

Examiner: Unknown

For: DOWNLOADING AND UPGRADING TERMINAL  
SOFTWARE OVER THE AIR OF A WIRELESS DEVICE

\* \* \* \* \*

October 19, 2007

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO NOTIFICATION OF MISSING  
REQUIREMENTS UNDER 35 U.S.C. § 371**

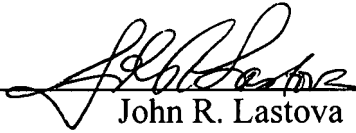
Responsive to the Notification of Missing Requirements mailed April 20, 2007 (a copy of which is attached), it is respectfully submitted that the inventorship Declaration executed and filed in the PCT application PCT/SE2003/002050 specifically for this U.S. national stage application was filed along with the PCT application PCT/SE2003/002050 on June 21, 2006 when the national stage was entered. A courtesy copy is attached for the convenience of the Patent Office. Contrary to the Notification of Missing Requirements, the declaration does identify the application to which it is directed in the upper right-hand corner as **PCT/SE2003/002050**. Indeed, the Declaration itself states: "This declaration is directed to the international application of which it forms a part (if filing declaration with application)."

LARSSON ET AL.  
Serial No. 10/583,956

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

By:

  
\_\_\_\_\_  
John R. Lastova  
Reg. No. 33,149

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